AMENDMENT UNDER 37 C.F.R. § 1.116 Attorney Docket No.: Q80551

Application No.: 10/589,886

## **AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions and listings of claims in the application:

## LISTING OF CLAIMS:

1. (currently amended): A compound semiconductor light-emitting diode comprising a light-emitting layer composed of a Group III-V compound semiconductor, and a current diffusion layer provided on the light-emitting layer and composed of a Group III-V compound semiconductor, characterized in that the current diffusion layer is composed of a conductive boron-phosphide-based semiconductor and has a bandgap at room temperature wider than that of the light-emitting layer,

wherein the diode includes, in a thickness direction between the current diffusion layer and the light-emitting layer, a cladding layer composed of a Group III-V compound semiconductor, and the cladding layer has a bandgap at room temperature wider than that of the light-emitting layer and equal to or narrower than that of the current diffusion layer, and

wherein-both each of the cladding layer and the current diffusion layer are composed of a boron-phosphide-based semiconductor having a boron compositional gradient such that the bandgap increases in the thickness direction from the bottom surface of the cladding layer closest to the light-emitting layer-to-the-top to a top surface of the cladding layer and from the top surface of the cladding layer to a top surface of the current diffusion layer.

 (original): A compound semiconductor light-emitting diode according to claim 1, wherein the current diffusion layer is composed of at least one species selected from among boron monophosphide, AMENDMENT UNDER 37 C.F.R. § 1.116 Attorney Docket No.: Q80551

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boron gallium indium phosphide represented by a compositional formula  $B_{\alpha}Ga_{\gamma}In_{1-\alpha-\gamma}P\ (0<\alpha\leq 1,\ 0\leq \gamma<1),$ 

boron nitride phosphide represented by a compositional formula  $BP_{1-\delta}N_{\delta}$  ( $0 \le \delta < 1$ ), and boron arsenide phosphide represented by a compositional formula  $B_{\alpha}P_{1-\delta}As_{\delta}$ .

- 3. (previously presented): A compound semiconductor light-emitting diode according to claim 1, wherein the difference between the bandgap at room temperature of the current diffusion layer and the bandgap at room temperature of the light-emitting layer is 0.1 eV or more.
- 4. (original): A compound semiconductor light-emitting diode according to claim 1, wherein the current diffusion layer has a bandgap at room temperature of 2.8 eV to 5.0 eV.
- 5. (original): A compound semiconductor light-emitting diode according to claim 1, wherein the current diffusion layer has a carrier concentration at room temperature of  $1 \times 10^{19}$  cm<sup>-3</sup> or more, a resistivity at room temperature of  $5 \times 10^{-2} \,\Omega$ ·cm or less, and a thickness of 50 nm to 5,000 nm.
  - 6. (canceled).
- 7. (previously presented): A compound semiconductor light-emitting diode according to claim 1, wherein the cladding layer is composed of a Group III-V compound semiconductor containing aluminum, gallium, and indium, and the current diffusion layer is composed of a boron-phosphide-based semiconductor containing at least one species selected from among aluminum, gallium, and indium.
  - 8. (canceled).

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9. (original): A compound semiconductor light-emitting diode according to claim 1, wherein the light-emitting layer is composed of an aluminum gallium indium phosphide mixed crystal represented by a compositional formula  $Al_XGa_YIn_ZP$  ( $0 \le X$ , Y,  $Z \le 1$ , X + Y + Z = 1), and at least one of the current diffusion layer and the cladding layer are composed of an undoped boron-phosphide-based semiconductor to which no impurity element has been intentionally added.

- 10. (previously presented): A compound semiconductor light-emitting diode according to claim 1, wherein an Ohmic contact electrode is joined to the current diffusion layer.
- 11. (previously presented): A compound semiconductor light-emitting diode according to claim 1, wherein the cladding layer and the current diffusing layer have a bandgap which increases 0.6 eV or more in the thickness direction from the bottom of the cladding layer closest to the light-emitting layer to the top of the current diffusion layer.
- 12. (previously presented): A compound semiconductor light-emitting diode according to claim 1, wherein the cladding layer and the current diffusion layer have a boron compositional gradient such that the boron content increases in the thickness direction from the bottom of the cladding layer closest to the light-emitting layer to the top of the current diffusion layer.
- 13. (previously presented): A compound semiconductor light-emitting diode according to claim 12, wherein the cladding layer and the current diffusion layer are composed of  $B_{1-X}$   $Ga_XP$  ( $0 \le X \le 1$ ), where a portion of the cladding layer in contact with the light-emitting layer is formed of GaP (X=1) and a top portion of the current diffusion layer is formed of BP where X approaches 0.